IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

LUCIEN SNYDER, : No. 4:23cv1132

Plaintiff

(Judge Munley)

v. :

:

LARSON DESIGN GROUP, INC,

Defendant

ORDER

AND NOW, this day of March 2024, for the reasons set forth in the accompanying memorandum, it is hereby **ORDERED** as follows:

- 1) Defendant Larson Design Group, Inc.'s motion to dismiss (Doc. 15) is **GRANTED** in part and **DENIED** in part;
- Defendant's motion to dismiss plaintiff's requests for compensatory damages in Count III and Count VI of the amended complaint will be GRANTED as unopposed;
- Defendant's motion to dismiss Count III of the amended complaint is otherwise **DENIED**; and
- 4) Defendant's motion to dismiss Counts IV and V of the amended complaint is GRANTED. Counts IV and V are DISMISSED without prejudice. Plaintiff may file a second amended complaint asserting any additional

facts regarding administrative exhaustion within twenty (20) days of the date of this order.

BY THE COURT:

JUDGE JULIA K. MUNLEY
United States District Court